

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

JOSEPH VALDEZ,

Plaintiff,

V.

COX COMMUNICATIONS LAS  
VEGAS, INC., et al.,

## Defendants.

2:09-CV-01797-PMP-RJJ

## ORDER

IT IS ORDERED that Defendant Sierra Communications Services, Inc.'s Motion for Partial Summary Judgment on Plaintiff's Claim Under the Fair Labor Standards Act (Doc. #213) is hereby GRANTED. However, Plaintiff Joseph Valdez's individual claim under the Fair Labor Standards Act remains pending.

IT IS FURTHER ORDERED that Plaintiff Joseph Valdez's Motion to Sever (Doc. #216) and Remand (Doc. #217) is hereby GRANTED. Plaintiff's second and third causes of action arising under Nevada state law are hereby SEVERED from the Amended Complaint (Doc. #17) and REMANDED to the Eighth Judicial District Court in and for the County of Clark, State of Nevada in Case No. A-09-597433-C.

IT IS FURTHER ORDERED that Defendant Sierra Communications Services, Inc.'s Motion for Judgment on the Pleadings (Doc. #214) is hereby DENIED as moot, without prejudice to renew in the remanded state court proceedings.

DATED: November 22, 2011

  
Philip M. Pro  
United States District Judge